| 1<br>2<br>3<br>4                             | CHRISTOPHER D. BANYS (State Bar No. 23 JENNIFER L. GILBERT (State Bar No. 25582 <b>BANYS, P.C.</b> 1032 Elwell Court, Suite 100 Palo Alto, California 94303 Telephone: (650) 308-8505 Facsimile: (650) 353-2202 |  |
|--|---|--|
| 5  | Attorneys for Plaintiff,  |  |
| 6  | JOE TSAI  |  |
| 7  | UNITED STATES DISTRICT COURT  |  |
| 8  | NORTHERN DISTRICT OF CALIFORNIA   |  |
| 9  | OAKLAND DIVISION  |  |
| 10   | JOE TSAI, an individual,  | Case No. 4:17-CV-00614-DMR             |
| 11   | Plaintiff,  | STIPULATION AND [ <del>PROPOSED]</del> |
| 12   | v.  | ORDER FOR ENTRY OF JUDGMENT            |
| 13   | WESLEY WEILI WANG, an individual  |  |
| 14   | Defendant.  |  |
| 15   |   |  |
| STIPULATION AND [PROPOSED] ORDER FOR ENTRY O |   | ORDER FOR ENTRY OF JUDGMENT            |
| 17   |   |  |
| 18   | Plaintiff Joe Tsai ("Tsai") and Defendant Wesley Weili Wang ("Wang"), by and through  |  |
| 19   | their respective counsel, have agreed to settle all aspects of the above-captioned cases. The   |  |
| 20   | parties stipulate to entry of judgment in the amount of seven hundred fifty thousand dollars  |  |
| 21   | (\$750,000.00), in the proposed form attached as Exhibit A, which will be the Court's final   |  |
| 22   | judgment in this matter ("Judgment").   |  |
| 23   | NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among the   |  |
| 24   | parties, through their respective counsel, as follows:  |  |
| 25   | 1. That judgment can be entered, and the Court is requested to enter Judgment in  |  |
| 26   | accordance with Exhibit A;  |  |
| 27   | 2. Each party is to bear its own costs and attorneys' fees.   |  |

28

| 1  | Dated: August 14, 2017  | By: /s/ Jennifer L. Gilbert                                |
|----|---|--|
| 2  |   | Jennifer L. Gilbert  |
| 3  |   | Christopher D. Banys (State Bar No. 230038)                |
| 4  |   | Jennifer L. Gilbert (State Bar No. 255820) cdb@banyspc.com |
| 5  |   | lg@banyspc.com<br>BANYS, P.C.                              |
|    | 1   | 1032 Elwell Court, Suite 100                               |
| 6  |   | Palo Alto, California 94303<br>Felephone: (650) 308-8505   |
| 7  | I   | Facsimile: (650) 353-2202                                  |
| 8  |   | Attorneys for Plaintiff,                                   |
| 9  | •   | JOE TSAI   |
| 10 |   |  |
| 11 |   | By: <u>/s/ Arvin C. Lugay</u><br>Arvin C. Lugay            |
| 12 |   | 2,7  |
| 13 |   | Kaspar & Lugay LLP<br>1606 Juanita Lane, Suite B           |
| 14 |   | Γiburon, California 94920                                  |
| 15 | <u>-</u>  | arvin@kasparlugay.com<br>Office: 415-789-5881              |
| 16 |   | Mobile: 415-238-1188                                       |
|    | 1   | Fax: <u>415-366-1899</u>                                   |
| 17 |   |  |
| 18 |   | Attorney for Defendant,<br>WESLEY WEILI WANG               |
| 19 |   |  |
| 20 |   |  |
| 21 | <b>Certificate of Attestation</b>   |  |
| 22 | I, Jennifer L. Gilbert, am the ECF user whose ID and password are being used to file this       |  |
| 23 | Stipulation and [Proposed] Order for Entry of Judgment. In compliance with Civil Local Rule 5-  |  |
| 24 | 1(i)(3), I hereby attest that the counsel whose e-signatures appear on the foregoing pages have |  |
| 25 | concurred with this filing.   |  |
| 26 |   |  |
| 27 |   | <i>Jennifer L. Gilbert</i><br>nnifer L. Gilbert            |
| 28 | Je  | miner L. Onocii  |
|    |   |  |

STIPULATION AND [PROPOSED] ORDER FOR ENTRY OF JUDGMENT

## **PROPOSED ORDER**

Based on the parties' stipulation, and good cause being show, IT IS SO ORDERED. The Clerk of the Court is directed to enter the proposed form of judgment attached as Exhibit A as the Court's final judgment in this matter. All other existing dates in this matter are hereby

vacated. This matter is terminated.

IT IS SO ORDERED.

Dated: August 15, 2017

Hon Donia M. Ryu
United States Magistal Mage Donna M. Ryu
Judge Donna M. Ryu

DISTRICT OF CENTRAL PROPERTY OF CENTRAL PROPERTY